

JC03 Rec'd PCT/PTO 23 SEP 2003

U. S. PATENT AND TRADEMARK OFFICE  
U. S. DEPARTMENT OF COMMERCE

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

21388YP

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/1550640

INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE  
PCT/US2004/011253 9 April 2004

PRIORITY DATE CLAIMED  
14 April 2003

**TITLE OF INVENTION**

PROCESS AND INTERMEDIATES FOR THE PREPARATION OF PYRROLIDINE CARBOXYLIC ACIDS

**APPLICANT(S) FOR DO/EO/US**

RAYMOND CVETOVICH, JOHN Y. CHUNG, JOSEPH S. AMATO, and LISA DiMICHELE

**Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:**

1.  This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2.  This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3.  This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (21) indicated below.
4.  The US has been elected (PCT Article 31).
5.  A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
  - a.  is attached hereto (required only if not communicated by the International Bureau).
  - b.  has been communicated by the International Bureau.
  - c.  is not required, as the application was filed in the United States Receiving Office (RO/US).
6.  An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].
  - a.  is attached hereto
  - b.  has been previously submitted under 35 U.S.C. 154(d)(4).
7.  Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)].
  - a.  are attached hereto (required only if not communicated by the International Bureau).
  - b.  have been communicated by the International Bureau.
  - c.  have not been made; however, the time limit for making such amendments has NOT expired.
  - d.  have not been made and will not be made.
8.  An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].
9.  An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].
10.  An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)].

**Items 11 to 20 below concern other document(s) or information included:**

11.  An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12.  An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13.  A preliminary amendment.
14.  An Application Data Sheet under 37 CFR 1.76.
15.  A substitute specification.
16.  A power of attorney and/or change of address letter.
17.  A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18.  A second copy of the published International Application under 35 U.S.C.154(d)(4).
19.  A second copy of the English language translation of the international application under 35 U.S.C.154(d)(4).
20.  Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO.	ATTORNEY'S DOCKET NUMBER
	PCT/US2004/011253	21388YP
The following fees are submitted:		
21. <input checked="" type="checkbox"/> Basic national fee.....\$300		
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200		
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee [37 CFR 1.445(a)(2)] has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB .....\$400 All other situations.....\$500		
<b>TOTAL OF 21, 22 and 23=</b>		
\$300.00		
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.		
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)
45 - 100 =	0 /50	0 = 0
<b>X \$250.00</b>		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date [37 CFR 1.492(e)].		
CLAIMS	NUMBER FILED	NUMBER EXTRA
Total Claims	38 - 20 =	18
Independent Claims	4 - 3 =	1
<b>X \$50.00</b>		
<b>X \$200.00</b>		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		
<b>+ \$360.00</b>		
<b>TOTAL OF ABOVE CALCULATIONS (SUBTOTAL) =</b>		
\$1,400.00		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		
+		
<b>TOTAL NATIONAL FEE =</b>		
\$1,400.00		
Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.		
+		
<b>TOTAL FEES ENCLOSED =</b>		
\$1,400.00		
Amount to be refunded:		
Amount to be charged:		
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>13-2755</u> in the amount of <u>\$1,400.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. <u>13-2755</u>. A duplicate copy of this sheet is enclosed.</p>		
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the International Application to pending status.		
SEND ALL CORRESPONDENCE TO:		
<p><b>Customer No. 000210</b></p> <p>MERCK &amp; CO., INC. Patent Department, RY60-30 P.O. Box 2000 126 East Lincoln Avenue Rahway, New Jersey 07065-0970</p>		
 <p>SIGNATURE</p> <p>BAERBEL R. BROWN</p>		
<p>DATE: <u>September 23, 2005</u></p> <p>PHONE #: <u>(732) 594-0672</u></p>		
<p>NAME</p> <p>47,449</p> <p>REGISTRATION NUMBER</p>		

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Page 1A of TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING  
A FILING UNDER 35 U.S.C. 371

Serial No. PCT/US2004/011253  
Case Docket No.: 21388YP  
International Filing Date: 9 April 2004  
Priority Date: 14 April 2003  
Title: PROCESS AND INTERMEDIATES FOR  
THE PREPARATION OF PYRROLIDINE  
CARBOXYLIC ACIDS

Inventors: RAYMOND CVETOVICH, JOHN Y. CHUNG,  
JOSEPH S. AMATO, and LISA DiMICHELE

EXPRESS MAIL CERTIFICATE	
DATE OF DEPOSIT <u>September 23, 2005</u>	
EXPRESS MAIL NO. <u>EL989586592US</u>	
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" BEFORE 5 P.M. ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO COMMISSIONER OF PATENTS AND TRADEMARKS, BOX PCT, WASHINGTON, D.C. 20231.	
MAILED BY	<u>Christie Cuffe</u>
DATE	<u>September 23, 2005</u>